

Panaji, 17th October, 1996 (Asvina 25, 1918)

SERIES I No. 29

OFFICIAL GAZETTE



GOVERNMENT OF GOA

EXTRAORDINARY

GOVERNMENT OF GOA

Department of Law and Judiciary

(Legal Affairs Division)

Notification

8-1-96/LA

The Goa Administrative Tribunal (Amendment) Ordinance, 1996 (Ordinance No. 1 of 1996), which was promulgated by the Governor of Goa on 8-10-1996, is hereby published for general information of the public.

P. V. Kadnekar, Joint Secretary (Law).

Panaji, 16th October, 1996.

The Goa Administrative Tribunal (Amendment) Ordinance, 1996

(Ordinance No. 1 of 1996)

Promulgated by the Governor of Goa in the Forty-seventh year of the Republic of India.

An Ordinance further to amend the Goa, Daman and Diu Administrative Tribunal Act, 1965.

Whereas the Legislative Assembly is not in session and the Governor is satisfied that circumstances exist which render it necessary for him to take immediate action.

Now, therefore, in exercise of the powers conferred by Clause (1) of Article 213 of the Constitution, the Governor is pleased to promulgate the following Ordinance:-

1. Short title and commencement.— (1) This Ordinance may be called the Goa Administrative Tribunal (Amendment) Ordinance, 1996.

(2) It shall come into force at once.

2. Amendment of section 1.— In section 1 and in other sections of the Goa, Daman and Diu Administrative Tribunal Act, 1965 (Act 6 of 1965) (hereinafter referred to as the 'principal Act'),—

(i) in the long and short title, the figure and word, "Daman and Diu", wherever they occur, shall be omitted;

(ii) for the words "the Union territory of Goa, Daman and Diu", wherever they occur, the words "the State of Goa" shall be substituted.

3. Amendment of section 2.— In section 2 of the principal Act, —

(i) clause (a) shall be omitted;

(ii) after clause (c), the following shall be inserted, namely:—

"(cc) 'President' means the President of the Tribunal";

(iii) in clause (d), for the words "the Lieutenant Governor of Goa, Daman and Diu", the words "the Government of Goa" shall be substituted.

4. Amendment of section 3.— In section 3 of the principal Act, —

(i) for sub-section (2), the following shall be substituted, namely:—

"(2) The Tribunal shall consist of a President who shall be appointed by the State Government";

(ii) in sub-section (3),—

(a) for the words "Chairman or a Member", the word "President" shall be substituted;

(b) in the proviso, for the word "Chairman", the word "President" shall be substituted.

5. *Amendment of section 4.* — In section 4 of the principal Act,—

(i) in sub-section (1), the words and figure “of the existence of any vacancy in, or” shall be omitted;

(ii) sub-section (2) shall be omitted.

6. *Amendment of section 5.* — In section 5 of the principal Act,—

(i) in sub-section (1), for the word “Chairman”, the word “President” shall be substituted;

(ii) for sub-section (2), the following shall be substituted, namely:—

“(2) The Tribunal shall sit in such manner as may be prescribed by regulations.”;

(iii) sub-sections (3), (4), (5), and (6) shall be omitted.

7. *Amendment of section 7.* — In sub-section (2) of section 7 of the Principal Act, for the expression “sections 195, 480 and 482 of the Code of Criminal Procedure, 1898”, the

expression “sections 195, 345 (1) and 346 of the Code of Criminal Procedure, 1973 (Act No. 2 of 1974)” shall be substituted.

8. *Amendment of section 12.* — In sub-section (1) of section 12 of the principal Act, for the words “Chairman or any other Member”, the word “President” shall be substituted.

9. *Amendment of section 13.* — In sub-section (2) of section 13 of the principal Act, in clause (c), for the words and figure “Chairman, a Member”, the word “President” shall be substituted.

10. *Amendment of section 14.* — In section 14 of the principal Act,—

(i) in sub-section (1), for the word “Chairman”, the word “President” shall be substituted;

(ii) in sub-section (2), —

(a) for the word “Chairman”, the word “President” shall be substituted;

(b) clause (c) shall be omitted.

Sd/-, Governor of Goa.

Panaji, 8th October, 1996.